

**From:** Bridget Walsh [denverbridget@gmail.com]  
**Sent:** 12/14/2018 8:11:01 PM  
**To:** Chergo, Jennifer [Chergo.Jennifer@epa.gov]  
**CC:**

## **Ex. 6 Personal Privacy (PP)**

**Subject:** Apostolopoulos - CDPHE [fonda.apostolopoulos@state.co.us]  
Re: "community involvement ultimately remains the responsibility of the EPA" EPA has provide NO Final Citizen Involvement Plan since OU1 was a formal Superfund site

Jennifer,

I appreciate your position as a member of the EPA that is run by Trump and his appointees.

However, the record of EPA neglect of the OU1 community, from the records that we can find, has gone on for years. a lot hs happened in OU1 since 2005.

EPA has done a poor job of reaching out to the community, communicating with the community, educating them and keeping them informed and soliciting and heeding their feedback.

EPA has done its best to defeat the purpose of the CAG by withholding documents, refusing to collaborate with the CAG, never answering our resolutions or questions in writing, not allowing the CAG to have input into the decision making process among other things and generally ignoring the fact that we exist. Announcing in July that you were no longer coming to the CAG meetings ( we have it on tape) because there was nothing to discuss was the epitome of bureaucratic arrogance.

Setting up you own "quarterly public meeting" to try to ignore the CAG and discourage public participation in the CAG was a desperate move on the part of an agency that was trying to run away form it's shameful record in a community full of low income, minority members who have put up with documented, unspeakable health and safety risks to the advantage of politicians , developers,

consultants and others who profit from their misery.... in plain sight.

EPA granted Denver permission to do a time critical removal action in the site when the only EMERGENCY was CDOT and Denver's wish to dig through the toxic dirt to install a drain to protect a controversial highway expansion and the highway itself. What a farce. Did EPA and Denver collude on this TCRA to try to deprive the public an opportunity to have input into what was to happen to their community in an EJ area?

EPA has been AWOL from the community in the Vasquez I-70 superfund Site for years.

Why has the EPA refused to post public documents on its web site having to do with VB I 70? Why did the EPA allow Jesse to hide public documents that the CAG requested on a private website that only HE had the ability to give people access to ? That was a horrendous breach of public trust.

EPA has failed this community and the CAG terribly and we intend to let the world know about it until EPA and CDPHE come to their senses and face the reality of the grave danger that you could be putting our community in if you continue the deletion before documented concerns are taken seriously and action is taken to address them.

And..... you say you are going to post the notice to delete during CHRISTMAS. That is the lowest , dirtiest trick in the bureaucrats handbook. Your intent is obvious.

Time to wake up Jennifer . The EPA needs to start doing right by a community that you and the rest have neglected for many years. Denver is not going to be another Flint, MI or Love Canal.

Thanks for taking time to respond to me. Again, I appreciate the position that you must be in being on the Trump payroll.

We are requesting that CDPHE rescind its letter of approval for the deletion of OU1.

We can only hope that being closer to home ,they will fear the repercussions of this botched mess and take steps to protect residents of Colorado.

The truth will come out.

Bridget Walsh  
CAG Member  
720.440.3562

On Fri, Dec 14, 2018 at 11:21 AM Chergo, Jennifer <[Chergo.Jennifer@epa.gov](mailto:Chergo.Jennifer@epa.gov)> wrote:

There is a 2005 update to that 2000 CIP. I'll find it and get it uploaded to our website. Remember, we completed the vast majority of residential sampling and cleanups by 2006.

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**From:** Joan Seeman **Ex. 6 Personal Privacy (PP)**  
**Sent:** Friday, December 14, 2018 11:15 AM  
**To:** Chergo, Jennifer <[Chergo.Jennifer@epa.gov](mailto:Chergo.Jennifer@epa.gov)>

## **Ex. 6 Personal Privacy (PP)**

**Subject:** "community involvement ultimately remains the responsibility of the EPA" EPA has provide NO Final Citizen Involvement Plan since OU1 was a formal Superfund site

Jennifer,

Please provide the FINAL sign-off by EPA Doug Benevento regarding the Vasquez Blvd Superfund site that you confirm below has already occurred.

Also, I requested a response from you regarding the following:

1. Why has no Citizen Involvement Plan been produced since 2000? It was a "draft" and written in 2000 and never finalized?

<https://semspub.epa.gov/work/08/2006998.pdf>

"If interest warrants, EPA will hold one or more public meetings during each comment period to provide information and receive public comments."

"EPA will prepare fact sheets and activity updates describing activities and other relevant information about the VB/I-70 Site as necessary. Fact sheets will be written in English and Spanish. These materials will be distributed to those on the mailing list and will also be available to the general public through the Information Repositories."

"EPA will inform local officials of key events and activities. Formal notification of key events and activities and advance information on decisions and events are important to local officials."

2. Why has there been no EPA written response regarding the Chuck Norris presentation at the October CAG meeting re OU1?

3. Why has there been no response re the CAG Administrators emailed CAG November Resolution recently submitted to EPA?

4. Why has no current info re OU1 been posted to the EPA website re the OU1 delist?

<https://cumulis.epa.gov/supercpad/SiteProfiles/index.cfm?fuseaction=second.scs&id=0801646&doc=Y&colid=35163&region=08&type=SC>

5. Why was there no informational hearing to the CAG and public regarding OU1 and the pending delist by EPA? I reviewed minutes of the CAG meetings since they formed and saw no discussion specific to the OU1 site? Please provide any information, fact sheets, or correspondence that was provided to the CAG, politicians, Community regarding the delist.

CERCLA requires the U.S. Environmental Protection Agency (EPA), sites, to develop and manage community involvement programs at both fund-lead and enforcement-lead sites. At fund-lead sites, cleanup is paid for with Superfund money; at enforcement-lead sites, potentially responsible parties (PRPs) pay for cleanup. At either type of site, community involvement ultimately remains the responsibility of the EPA.

The CERCLA community involvement effort promotes two-way communication between members of the public and the lead government agency responsible for remedial actions. The overall objectives of CERCLA community involvement are as follows:

- Provide the public the opportunity to express comments on and provide input to technical decisions;
- Inform the public of planned and ongoing actions; and
- Identify and resolve conflicts.

EPA's community involvement activities will also address environmental justice issues. Specific environmental justice goals are:

- Raising awareness of equity issues to the remediation team;
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Reviewing past site procedures to determine whether changes need to be made in areas which would impact communities of color; and

- Tailoring communications which are sensitive to the language and cultural differences of the community to assure that all interested parties have equal opportunity to become involved in EPA's decision making process.

6. I requested information re the TAG grants (Two) approved by EPA. You and Jesse said you were unable to provide the Engineering Reports for these grants: The CEASE coalition received these funds. The community organizations in 2000 include:

- United Swansea/Elyria Neighborhood Association;
- Cross Community Coalition Family Resource Center (C); and
- Elyria/Swansea Community Economic Development Corporation •

CEASE Neighborhood Coalition

## CEASE Neighborhood Coalition

The Clayton, Cole, Elyria and Swansea Neighborhood Coalition (CEASE) was formed to join the four neighborhoods together around the common purpose of soil contamination.

**CEASE connects directly with neighborhood organizations and groups to support their efforts in addressing contamination** in the impacted neighborhoods.

CEASE members have been actively involved in the VB/I-70 Working Group since its

Inception and received a Technical • Assistance Grant from the EPA in April 2000.

Finally, Denver has confirmed a location for the Swansea Smelter and requested that Habitat for Humanity test before construction. EPA Steve Wharton is said ti have informed officials at EPA that the discovery of the Swansea Smelter in Denver is a non issue?

I look forward to your responses.

Thank you,

Joan Seeman

Ex. 6 Personal Privacy (PP)

Sent from my iPhone

On Dec 14, 2018, at 10:18 AM, Chergo, Jennifer <[Chergo.Jennifer@epa.gov](mailto:Chergo.Jennifer@epa.gov)> wrote:

You have both asked who signs the NOID. The answer is the Regional Administrator, Doug Benevento, after EPA headquarters review and approval and state concurrence, both of which have occurred for this partial deletion.

*Jennifer Chergo*

*Public Affairs Specialist*

*U.S. Environmental Protection Agency*

*1595 Wynkoop Street, Denver, CO 80202*

*(303) 312-6601 desk / (303) 548-6998 cell*

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**Warmest regards,**

"Bridget" Eileen Walsh, Real Estate Broker

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